IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

Bail Appl..No. 4921 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.4443/2007 Dated 23/07/2007
CMP.2067/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.93/07 OF MANNAR POLICE STATION.

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: PETITIONER/12TH ACCUSED

SHIBU, AGED 20 YEARS, S/O. RAJAN,
KANDATHIL VEEDU, THRIPPERUNTHURA VILLAGE,
CHENGITHALA.

BY ADV. SRI.P.HARIDAS

RESPONDENTS: STATE/COMPLAINANTS

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. SUB INSPECTOR OF POLICE,
MANNAR POLICE STATION.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4921 of 2007

Dated this the 14th day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations, inter alia, under Secs.326 and 307 of the IPC. The petitioner remains in custody from 25/6/07. I have already adverted to the facts in detail when an earlier application for regular bail filed by the petitioner was dismissed as per the order dated 23/7/07 in B.A.No.4351/07. This order has to be read in continuation of the said order. I am not hence adverting to the facts in any greater detail. The petitioner remains in custody from 25/6/07.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. The crux or the gravamen of the allegations against the petitioner is that he was the driver of a vehicle in which the

miscreants were taken to and from the scene of the crime.

4. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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